

PATENT  
Docket No. GC648-2-US  
SN 09/991,209

- Urgent  
 Confidential  
 Action Required  
 Reply Requested  
 For Your Info.

**FAX COVER SHEET**

**TO:** Art Unit 1638

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**LOCATION:** USPTO

**FEB 18 2005**

**Fax No.:** (703) 872-9306 (Central Facsimile No.)

**FROM:** Carol See for Lynn Marcus-Wyner

**LOCATION:** GENENCOR INTERNATIONAL, INC.  
Legal Department  
925 Page Mill Road  
Palo Alto, CA 94304-1013  
Tel: 650-846-7549  
Fax: 650-845-6504

**DATE:** February 18, 2005

**NUMBER OF PAGES TO FOLLOW: 13 SENT BY: cas**

**Re: Serial No. 09/991,209, Attorney Docket No. GC648-2**

**Attachments:** Transmittal (1 page) in duplicate and Response to Notice of Non-Compliant Amendment (11 pages).

The original of this facsimile will be sent to you via:

Regular Mail  Overnight Mail  Hand Delivery  Will Not Be Sent

Please initial acknowledgment of receipt by return facsimile \_\_\_\_\_

**NOTE:** The information contained in this facsimile message is confidential and may be subject to attorney-client privilege and is intended only for the use of the above named individual(s). If you are not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone( 650/846-7500) and return the original transmission to us by mail.

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I hereby certify that this correspondence is being sent by facsimile transmission in accordance with § 1.6(d) addressed to Art Unit 1638, Central Facsimile No. (703) 872-9306, Commissioner for Patents, P.O. Box 1450 Alexandria, VA 22313-1450 on the date shown below.

Date: February 18, 2005

By: Carol A. See  
Carol A See

**PATENT**  
**Docket No. GC648-2**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. Ser. No.: 09/991,209 Confirmation No. 6062  
Applicant: Dunn-Coleman et al  
Filed: November 16, 2001  
Art Unit: 1638  
Examiner: Kallis, Russell  
Docket No.: GC648-2  
Customer No.: 5100

**TRANSMITTAL LETTER**

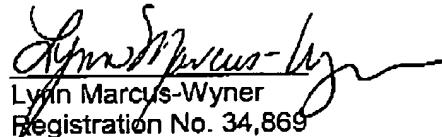
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

In response to the Notice of Non-Compliant Amendment dated February 8, 2005, enclosed please find the following document: Response to Notice of Non-Compliant Amendment Under 37 C.F.R. 1.121.

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 07-1048 (Docket No. GC648-2). A duplicate of this paper is enclosed.

Respectfully submitted,

  
Lynn Marcus-Wyner  
Registration No. 34,869

Date: February 18, 2005

Genencor International, Inc.  
925 Page Mill Road  
Palo Alto, CA 94304-1013  
Tel: 650-846-7500, ext. 7620  
Fax: 650-845-6504

GC648-2 T-am 2-05

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By: Carol A. See  
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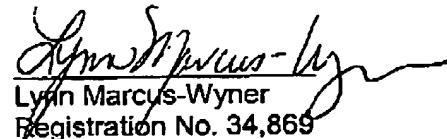
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GC648-2 T-002 2-05

I hereby certify that this correspondence is being sent by facsimile transmission in accordance with § 1.6(d) addressed to Art Unit 1638, Central Facsimile No. (703) 272-9306, MS RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Date: February 18, 2005

By: Carol A See  
Carol A See

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RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT  
UNDER 37 CFR 1.121

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

Sir:

The present communication is in response to the official communication dated February 8, 2005, which indicated that the amendment concurrently filed with a request for continued examination (RCE) on January 21, 2005 was a non-compliant amendment because claims 3 and 19 were identified as "previously amended" as opposed to "previously presented". With entry of this amendment, the correct status identifier has been used for claims 3 and 19. .

Applicants respectfully request entry and consideration of the present amendment.

Applicants submit that this response is timely and is filed within one month from the mail date of the Notice of Non-Compliant Amendment

Please amend the above-identified application as follows: